

\*E-FILED - 6/23/10\*

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff/Respondent,  
v.  
THIN EDWARD SOU,  
Defendant/Movant.

NO. C-08-3072-RMW  
Related Criminal Case: CR-03-20110-RMW  
  
**ORDER REQUIRING RESPONSE**

17 Thin Edward Sou moves pursuant to 28 U.S.C. § 2255 to set aside his conviction and to be  
18 allowed to accept a 10-year pre-trial plea offer allegedly made by the government. Sou is currently  
19 serving a 240- month sentence imposed on October 28, 2005. The basis of his motion is that he was  
20 denied his Sixth Amendment right to the effective assistance of counsel when his trial counsel failed  
21 to: (1) advise him of a ten-year plea offer; (2) adequately advise him of the advantages of pleading  
22 guilty; (3) advise him to plead guilty; (4) adequately investigate relevant sentencing laws; and (5)  
23 convey the government's plea offer as it related to the superseding indictment.

24 Pursuant to Rule 4(b) of the Rules on § 2255 Proceedings, the United States Attorney is  
25 ordered to file an answer, motion or other response by July 23, 2010.

27 || Date: 6/23/10

Ronald M Whyte  
RONALD M. WHYTE

## United States District Judge

2 || Copy of order mailed to:

3 John N. Glang, AUSA  
4 Office of the United States Attorney  
5 150 Almaden Blvd, Suite 900  
San Jose, CA 95113  
Email: John.Glang@usdoj.gov

Attorneys for Plaintiff United States of America

7 Thin Edward Sou  
F.C.I. Elkton  
P.O. Box 10  
8 Lisbon, OH 44432  
9 Movant/Defendant

10 Eric Russell Krebs  
11 Law Offices of Eric R. Krebs  
12 44 Montgomery Street  
Suite 3585  
San Francisco, CA 94104  
Email: [erkrebs@yahoo.com](mailto:erkrebs@yahoo.com)

Attorney for Defendant

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